

PRESS RELEASE

December 20, 2006

DEFENDANT PLEADS GUILTY TO POSSESSION OF CHILD PORNOGRAPHY

RE: UNITED STATES v. JOHN M. GIUNTA

Terrance P. Flynn, the United States Attorney for the Western District of New York, announced today that John M. Giunta, age 51, of 2753 Baird Road, Fairport, New York, plead guilty in front of the Honorable David G. Larimer, United States District Court Judge, to possessing child pornography, which carries a maximum of 10 years imprisonment, and a \$250,000 fine.

Assistant U.S. Attorney Richard A. Resnick, who handled the case, stated that on February 14, 2006, a search warrant was executed on the Giunta's residence at 2332 Fairport Nine Mile Point Road, Fairport, New York, and a computer and CD Roms were seized. A subsequent forensic examination revealed that the seized items contained child pornography, including approximately 45 videos of child pornography. Some of the images depicted pre-pubescent children and minors under twelve years old engaging in sexually explicit conduct. Some of the images portrayed sadistic or masochistic conduct or other depictions of violence.

The conviction in this case was the culmination of an investigation by the

Department of Homeland Security, Bureau of Immigration and Customs Enforcement under the direction of Peter Smith, Special Agent in Charge. The investigation began from a lead from Ottawa, Canada regarding communications Giunta was allegedly having with a Canadian minor.

Sentencing for Giunta is scheduled for March 20, 2007, at 3:30 p.m. The plea agreement anticipates a sentence of between 78 and 97 months imprisonment.

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